

TITLE OF CASE	ATTORNEYS
<p>THE UNITED STATES</p> <p>vs.</p>	<p><i>For U. S.:</i></p> <p>Nathan G. Graham, U.S. Atty. Ben F. Baker , Asst US Atty</p>
<p>TOMMIE EUGENE LUELLEN</p>	<p><i>For Defendant:</i></p> <p>William C. Anderson (Appt) Atlas Bldg., Tulsa, Okla.</p>

DATE	PROCEEDINGS
9-7-71	Defendant present in person and represented. Defendant waives indictment, waiver signed and filed in open court. Information filed, defendant arraigned and enters plea of GUILTY, and is adjudged GUILTY as charged, and sentence passed to Tues. Sept. 21, 1971 at 10:00am (AEB-J)h
9-21-71	Defendant present in person and represented. Judgment and Sentence- Tommie Eugene Luellen (30) Defendant committed to the custody of the Attorney General or his authorized representative for imprisonment for a period of Fifteen (15) years, for a study as described in 18 U.S.C.A. Section 4208(c), the results of such study to be furnished this court within 90 days, whereupon the sentence of imprisonment hereby imposed shall be subject to modification in accordance with 18 U.S.C.A. Section 4208(b). (AEB-J)h
9-21-71	Order of J&C filed & entered. (AEB-J)h
9-21-71	Two c.c. of above delivered USM.h
10-8-71	Application of Plaintiff to modify the sentence, filed. v
10-12-71	Deft's Response to Application to Modify Sentence, filed. r

DATE	PROCEEDINGS
10-12-71	Defendant not present and not represented. Attorney for govt, Ben Baker presents Govt's application for modification to incorporation having defendant remain in State custody, and it is granted by the Court. (AEB-J)h
11-2-71	J&C, Ret & filed: defendant delivered to U.S. Pen., Leavenworth, Ks.,
	10-20-71. g
1-18-72	Hearing held on report. Defendant present in person and represented by Dickson Saunders, ct. appt. counsel. The govt rep. by Ben F. Baker. The defendant having been convicted upon his plea of guilty and having on 9-12-71 been committed to the custody of the Atty Gen pursuant to 18 U.S.C.A. Section 4208(b) for imprisonment for a term of 15 years and for a study as described in 18 U.S.C.A. § 4208(c), and the Court having now received and considered the report of such study, IT IS ADJUDGED that the period of imprisonment heretofore imposed is suspended and that the defendant is placed on probation for a period of Two (2) years from this date, or to run consecutively <del>with any sentence now being served</del> and concurrently, and the special conditions of probation are that the defendant seek out-patient psychiatric counseling and and to seek and attend Alcoholic Anonymous. (AEB-J)h
1-18-72	Order of Probation filed and entered. (AEB-J)h
1-18-72	Two c.c. of above delivered to Prob. Office.h

UNITED STATES MAGISTRATE  
NORTHERN DISTRICT OF OKLAHOMA  
RECORD OF PROCEEDINGS IN CRIMINAL CASES

71-CR-90

M-79

BEFORE Morris L. Bradford  
(Name of magistrate)

U. S. Court House, Tulsa, Oklahoma  
(Address)

MAGISTRATE'S  
DOCKET No. 1 CASE No. 82  
THE UNITED STATES  
vs.  
TOMMIE EUGENE LUELLEN

Complaint filed on June 18, 1971, by Paul A. Buskirk  
Official title Resident Agent, U.S.S.S., charging violation of  
United States Code, Title 18, Section 472, on June 17  
1971, at Tulsa, Oklahoma in the  
division of the Northern district of Oklahoma  
as follows: Did with intent to defraud, possess and  
utter to the Tastee Burger Drive In, Tulsa, Okla. a  
counterfeit \$10.00 bank note, being an obligation of  
U.S. of America

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date June 18, 1971 Warrant/Summons for Tommie Eugene Luellen  
(Name of defendant)  
to (name and title of officer) U.S. Marshal or any other authorized person  
Substance of return

Date \_\_\_\_\_ Warrant/Summons for \_\_\_\_\_  
(Name of defendant)  
to (name and title of officer) \_\_\_\_\_  
Substance of return

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO MAGISTRATE:

Date June 18, 1971 Arrested by Paul A. Buskirk  
(Name of arresting officer)  
Appearances { for United States Ben Baker, AUSA (Name) Tulsa, Oklahoma (Address)  
for accused None (Name) \_\_\_\_\_ (Address)  
Proceedings taken Defendant was advised of his right to counsel at this and all  
(Here insert with dates, when appropriate, a serial account of essential steps taken at hearing such as "complaint prepared,"  
subsequent hearings and he did in open court execute Waiver of Counsel and con-  
sented to proceeding with this hearing. The defendant advised the court that he  
had no funds and signed affidavit and requested the Court to appoint counsel. Mr.  
Dickson M. Saunders was appointed as counsel to represent the defendant. The de-  
fendant was advised of his right to a preliminary hearing and at his request same  
was set for June 24, 1971 at 9:30 a.m. Bail was fixed at \$5,000.00 and on failure  
to make bond defendant was remanded to custody of U. S. Marshal.

Outcome Defendant was committed to custody of U. S. Marshal in lieu of bail

Bail fixed June 18, 1971 Amount, \$ 5,000.00 Bonded \_\_\_\_\_, 19\_\_\_\_, by cash  
deposited by (name) \_\_\_\_\_ Address \_\_\_\_\_  
transmitted to clerk of district court \_\_\_\_\_, 19\_\_\_\_ [or] by surety  
(name) \_\_\_\_\_ Address \_\_\_\_\_  
(name) \_\_\_\_\_ Address \_\_\_\_\_, who  
justified by affidavit dated \_\_\_\_\_, 19\_\_\_\_, [or] committed to  
on \_\_\_\_\_, 19\_\_\_\_

38-82-15  
SUBPOENAS FOR WITNESSES ISSUED:

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_

at request of (name of party) \_\_\_\_\_

Substance of return \_\_\_\_\_

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_

at request of (name of party) \_\_\_\_\_

Substance of return \_\_\_\_\_

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_

at request of (name of party) \_\_\_\_\_

Substance of return \_\_\_\_\_

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date June 24, 1971 Appearances for \_\_\_\_\_

United States

(Name)

Ben Baker

(Address)

Tulsa, Oklahoma

Accused

(Name)

Dickson M. Saunders

(Address)

Tulsa, Oklahoma

WITNESSES FOR UNITED STATES:

(List names and addresses)

Paul A. Buskirk, U.S.S.S. Tulsa, Okla.

WITNESSES FOR ACCUSED:

(List names and addresses)

None

Witness payroll containing \_\_\_\_\_ names certified to United States Marshal for payment. \_\_\_\_\_, 19\_\_\_\_  
Proceedings taken Mr. Paul A. Buskirk, Resident Agent, for the U. S. Secret Service,  
was sworn as a witness and testified for the Government. At the conclusion of  
direct examination the witness was cross examined by defendant's attorney. At  
the conclusion of the cross examination of the witness the Government announced  
it had no further witnesses and rested. The defendant was advised of his  
right to call witnesses and to testify. The defendant by his attorney  
announced that he had no witnesses and did not elect to testify personally.  
The court found that the Government had proven probable cause and the de-  
fendant was bound over for action by the Grand Jury.

Outcome Defendant remanded to custody of U. S. Marshal

Bail fixed June 18, 19 71 Amount, \$ 5,000.00 Bonded \_\_\_\_\_, 19\_\_\_\_, by cash

deposited by (name) \_\_\_\_\_ Address \_\_\_\_\_

transmitted to clerk of district court \_\_\_\_\_, 19\_\_\_\_

[or] by surety (names) \_\_\_\_\_ Address \_\_\_\_\_

and \_\_\_\_\_ Address \_\_\_\_\_

who justified by affidavit \_\_\_\_\_, 19\_\_\_\_ Committed to \_\_\_\_\_

on \_\_\_\_\_, 19\_\_\_\_

Certified to be a correct transcript.

Made this 2nd day of July, 19 71

Transmitted to Clerk of United States District Court for the Northern  
district of Oklahoma July 2, 19 71

Marion B. B. B. B.  
United States Magistrate.